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UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. 23-CR-00021-JGB

Plaintiff,

v.

JASON EDWARD THOMAS CARDIFF,

STIPULATION REGARDING REQUEST FOR
(1) CONTINUANCE OF TRIAL DATE AND
(2) FINDINGS OF EXCLUDABLE TIME
PERIODS PURSUANT TO SPEEDY TRIAL
ACT

Defendant.

CURRENT TRIAL DATE: 6/11/24
PROPOSED TRIAL DATE: 9/3/24

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1 Plaintiff United States of America, by and through its counsel
2 of record, the United States Attorney for the Central District of
3 California and Assistant United States Attorney Valerie L. Makarewicz
4 and Department of Justice Trial Attorneys Manu J. Sebastian and
5 Sheila Berman, and defendant JASON EDWARD THOMAS CARDIFF
6 ("defendant"), both individually and by and through his counsel of
7 record, Stephen G. Larson, hereby stipulate as follows:

8 1. The Indictment in this case was made public on November 27,
9 2023. Defendant first appeared before a judicial officer of the
10 court in which the charges in this case were pending on the same
11 date. The Speedy Trial Act, 18 U.S.C. § 3161, originally required
12 that the trial commence on or before February 5, 2024.

13 2. On November 27, 2023, the Court set a trial date of January
14 23, 2024, and a status conference on January 8, 2024.

15 3. On January 11, 2024, the parties applied for a continuation
16 of the trial date to April 23, 2024.

17 4. On January 19, 2024, the Court granted the continuation and
18 set the trial date for April 23, 2024, and a status conference on
19 April 8, 2024.

20 5. On March 19, 2024, the parties applied for a continuation
21 of the trial date to June 11, 2024, and a status conference on May
22 20, 2024.

23 6. On March 29, 2024, the Court granted the continuation and
24 set the trial date for June 11, 2024, and a status conference on May
25 20, 2024

26 7. On April 8, 2024, Defendant filed a Motion to Dismiss the
27 Indictment with Prejudice and requested a hearing date of May 6,
28 2024.

1 8. On April 10, 2024, the government filed an *ex parte*
2 application requesting the Court enter a briefing and hearing
3 schedule setting the due date for the government's response as April
4 22, 2024, the due date for the defendant's reply as May 6, 2024, and
5 the motion hearing date as May 20, 2024.

6 9. On April 12, 2024, the Court granted the government's *ex*
7 *parte* application and set the briefing and hearing schedule detailed
8 above.

9 10. On May 16, 2024, the Court on its own motion continued the
10 status conference and motion hearing date from May 20, 2024, to June
11 3, 2024.

12 11. Defendant is out on bond pending trial. The parties
13 estimate that the trial in this matter will last approximately five
14 days.

15 12. By this stipulation, defendant moves to continue the trial
16 date to September 3, 2024. This is the third request for a
17 continuance.

18 13. Defendant requests the continuance based upon the following
19 facts, which the parties believe demonstrate good cause to support
20 the appropriate findings under the Speedy Trial Act:

21 a. The Government has produced over seven and a half
22 million documents to the defendant.

23 b. In light of the foregoing, counsel for defendant
24 represents that additional time is necessary to confer with
25 defendant, conduct and complete an independent investigation of the
26 case, conduct and complete additional legal research including for
27 potential pre-trial motions, review the discovery and potential
28 evidence in the case, and prepare for trial in the event that a

1 pretrial resolution does not occur. Defense counsel represents that
2 failure to grant the continuance would deny her reasonable time
3 necessary for effective preparation, taking into account the exercise
4 of due diligence.

5 c. Defendant believes that failure to grant the
6 continuance will deny him adequate representation.

7 d. The government does not object to the continuance.

8 e. The requested continuance is not based on congestion
9 of the Court's calendar, lack of diligent preparation on the part of
10 the attorney for the government or the defense, or failure on the
11 part of the attorney for the government to obtain available
12 witnesses.

13 14. For purposes of computing the date under the Speedy Trial
14 Act by which defendant's trial must commence, the parties agree that
15 the time period of June 11, 2024 to September 3, 2024, inclusive,
16 should be excluded pursuant to 18 U.S.C. §§ 3161(h) (7) (A),
17 (h) (7) (B) (i) because the delay results from a continuance granted by
18 the Court at defendant's request, without government objection, on
19 the basis of the Court's finding that: (i) the ends of justice served
20 by the continuance outweigh the best interest of the public and
21 defendant in a speedy trial; (ii) failure to grant the continuance
22 would be likely to make a continuation of the proceeding impossible,
23 or result in a miscarriage of justice; and (iii)/(iv) failure to
24 grant the continuance would unreasonably deny defendant continuity of
25 counsel and would deny defense counsel the reasonable time necessary
26 for effective preparation, taking into account the exercise of due
27 diligence.

15. Nothing in this stipulation shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods be excluded from the period within which trial must commence. Moreover, the same provisions and/or other provisions of the Speedy Trial Act may in the future authorize the exclusion of additional time periods from the period within which trial must commence.

IT IS SO STIPULATED.

Dated: May 22, 2024

Respectfully submitted,

AMANDA N. LISKAMM
Director, Consumer Protection Branch
U.S. Department of Justice

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Assistant United States Attorney
Chief, Criminal Division

/s/
MANU J. SEBASTIAN
SHEILA BERMAN
Trial Attorneys

VALERIE L. MAKAREWICZ
Assistant United States Attorney

Attorneys for Plaintiff
UNITED STATES OF AMERICA

1 I am Jason Cardiff's attorney. I have carefully discussed every
2 part of this stipulation and the continuance of the trial date with
3 my client. I have fully informed my client of his Speedy Trial
4 rights. To my knowledge, my client understands those rights and
5 agrees to waive them. I believe that my client's decision to give up
6 the right to be brought to trial earlier than September 3, 2024, is
7 an informed and voluntary one.



May 22, 2024

Date

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9 Stephen G. Larson
10 Attorney for Defendant
11 JASON CARDIFF

12 I have read this stipulation and have carefully discussed it
13 with my attorney. I understand my Speedy Trial rights. I voluntarily
14 agree to the continuance of the trial date and give up my right to be
15 brought to trial earlier than September 3, 2024.



5/21/2024

Date

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17 JASON CARDIFF
18 Defendant

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